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**COPY MAILED**

**JUN 29 2006**

**OFFICE OF PETITIONS**

In re Application of	:	
Gordon et al.	:	DECISION ON PETITION
Application No. 10/777,411	:	TO WITHDRAW
Filed: February 12, 2004	:	FROM RECORD
Attorney Docket No. 9071-3	:	

This is a decision on the Request to Withdraw as attorney or agent of record under 37 C.F.R. § 1.36(b), filed February 18, 2005.

The request is **APPROVED**.

A grantable request to withdraw as attorney/agent of record must be signed by every attorney/agent seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a).


The request was signed by Frank C. Eymard, the sole attorney of record. Frank C. Eymard has been withdrawn.

A Power of Attorney was submitted on June 29, 2005 by the assignee. However, the Statement under 3.73(b) was incomplete. In this regard, the 3.73(b) does not include the reel and frame number showing the chain of title from the inventor(s), of the patent application above, to the current assignee. Petitioner may also submit any documentary evidence of a chain of title from the original owner to the assignee (*e.g.*, copy of an executed assignment). The documents submitted to establish ownership may be required to be recorded pursuant to § 3.11 in the assignment records of the Office as a condition to permitting the assignee to take action in a matter pending before the Office. Further, the Assignee is currently listed as Flexuspine, Inc., rather than FSU Technology, Inc. as listed in the Power of Attorney.

Applicants are reminded that there is no attorney of record at this time.

All future correspondence will be directed to the first named inventor, Charles Gordon, at the first address indicated below until otherwise properly notified.

Telephone inquires concerning this decision should be directed to Petitions Examiner Liana Chase at (571) 272-3206. All other inquires concerning either the examination or status of the application should be directed to the Technology Center.



David Bucci  
Petitions Examiner  
Office of Petitions

Cc:

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